

**THE TOWN OF FOREST HEIGHTS**

**RESOLUTION 36-17**

**A RESOLUTION TO APPROVE AN AGREEMENT WITH MIDAS UTILITIES INC.  
FOR THE EXCAVATION REPAIR OF THE STORM DRAIN AT  
SENECA & WOODLAND DRIVE**

Introduced by: Mayor Habeeb-Ullah Muhammad

**WHEREAS**, the Town Ordinance Code, § 20.4(5)(ii) states that all emergency purchases and contracts made under said subsection less than \$10,000 in consideration are thereby preapproved by the Council; and, the Mayor without prior specific consent or further approval of the Council, but with the written consent of at least two other Council members, may enter into contracts or make purchases not exceeding \$10,000 in value for emergency purposes in order to protect the residents from imminent threat of harm or injury, to protect the health, safety and welfare of the general public from imminent harm, or to prevent the imminent permanent, and substantial loss or damage to Town property, and

**WHEREAS**, the Mayor and Council finds that the current conditions at Seneca and Woodland Drives has improved since the cleaning of the storm drain by Midas Utilities Inc., however the storm drain needs to be repaired by replacing 10 linear feet of broken pipe; and

**WHEREAS**, the Town wishes to enter into an agreement with Midas Utilities Inc. to perform excavation repair of the 12' inch storm drain located at Seneca & Woodland Drive in the amount of \$9,950.00 from line item 8000 Street Repair Project of the FY2017 Budget not to exceed \$10,000.

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Town Council of the Town of Forest Heights, Maryland hereby authorizes the Mayor or her designee to enter into the proposal dated June 5, 2017 (attached) with Midas Utilities Inc., in Exhibit A.

**AND BE IT FURTHER RESOLVED** that this Resolution shall take effect upon its passage AND THAT THE VENDOR SHOULD RETAIN A CERTIFICATE OF GOOD STANDING.

**PASSED** this 5<sup>th</sup> day of June, 2017.

**APPROVED:** By Resolution of the Town Council of The Town of Forest Heights, Maryland.

The Town of Forest Heights

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ROLL CALL VOTE

YEA/NAY/ABSTAIN/ABSENT

MUHAMMAD	<u>YEA</u>
KENNEDY II	<u>YEA</u>
MCLAURIN	<u>YEA</u>
BARNES	<u>YEA</u>
HINES	<u>ABSTAIN</u>
SMITH-BARNES	<u>YEA</u>
BROWNSON	<u>NAY</u>

ATTEST:

THE MAYOR AND COUNCIL OF THE  
TOWN OF FOREST HEIGHTS, MARYLAND

*SIGNATURE ON FILE*

\_\_\_\_\_  
Bonita Anderson, Town Clerk

*SIGNATURE ON FILE*

By: \_\_\_\_\_  
Habeeb-Ullah Muhammad, Mayor

*SIGNATURE ON FILE*

By: \_\_\_\_\_  
Jonathon Kennedy II, Council President

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 5<sup>th</sup> day of June, 2017 with 5 Aye votes; 1 Nay vote and 1 Abstain vote the aforesaid Resolution 36-17 passed.

*SIGNATURE ON FILE*

\_\_\_\_\_  
Bonita Anderson, Town Clerk

Exhibit A, proposal is attached hereto.

The Town of Forest Heights

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